124439

ORDINANCE NO. 3

Series 1987

AN ORDINANCE VACATING THAT PORTION OF PROCTOR STREET SITUATED IN THE SOUTH ELGIN ADDITION TO THE CITY OF ELGIN, OREGON, ALSO DESCRIBED AS:

> Beginning at the northwest corner of lot 11, block 1, South Elgin Addition to City of Elgin, Oregon; thence west 60 feet to the northeast corner of lot 1, block 2 of said addition; thence south 230 feet to the centerline of Elm Street; thence west along said centerline 125 feet; thence south 30 feet to the south line of Elm Street; thence east 185 feet to a point which is 60 feet south of the southwest corner of lot 12, block 1 South Elgin; thence north 260 feet to the point of beginning.

of the City Council, initiated vacation proceedings for that portion of Proctor Street as described above, and,

WHEREAS, due to notice of hearing in connection with said vacation proceedings was given by posting and publishing such notice as required by statute as shown by the affidavit of publication and the affidavit of posting hereto filed with the City Recorder, and the hour of 7: 00 p.m. on the 23rd day of June, 1987, at the Elgin Community Center, 260 N. 10th St., Elgin, Oregon, was set for the time and place for said hearing, and all objections, remonstrances, or claims for damages as a result of said proposed vacation were to be presented and filed with the City Recorder in writing thereto and,

WHEREAS, no valid objections have been entered or filed against said vacation and,

WHEREAS, such vacation will not substantially affect the market value of property in the vicinity thereof, and,

WHEREAS, in the opinion of the City Council of the City of Elgin, Oregon, no one will be adversely affected by vacation of the street above described, NOW THEREFORE:

THE CITY OF ELGIN, OREGON DOES ORDAIN AS FOLLOWS:

Section 1. That notice of the time and place of hearing of the proposed vacation of the following street has been in accordance with the statute and motion of the Council.

Section 2. That the owners of the areas affected thereby have not made valid objections to said vacation as herein above described.

Section 3. That the proposed street vacation will not substantially affect the market value of the property abutting such streets to be vacated.

Section 4. That the owners of the abutting property have consented to such street vacation.

Section 5. That the following street shall be, and hereby, is vacated.

> Beginning at the northwest corner of lot 11, block 1, South Elgin Addition to City of Elgin, Oregon; thence west 60 feet to the northeast corner of lot 1, block 2 of said addition; thence south 230 feet to the centerline of Elm Street; thence west along said centerline 125 feet; thence south 30 feet to the south line of Elm Street; thence east 185 feet to a point which is 60 feet south of the southwest corner of lot 12, block 1 South Elgin; thence north 260 feet to the point of beginning.

Section 6. Inasmuch as the preservation of the public health, safety, and welfare of the citizens of the City of Elgin, Oregon, demand immediate adoption of this ordinance, an emergency is hereby declared to exist, and this ordinance shall take effect immediately upon its passage and approval.

PASSED AND ADOPTED THIS 23rd day of June, 1987 by 2 3rd council members voting therefore.

APPROVED this 23rd day of June, 1987.

Betty Hulse
Betty Hulse
City Recorder

S. Jean Cowan
S. Jean Cowan
Mayor

Rec No
Ref. to
STATE OF OREGON) ss
County of Union)
I certify that the within instrument was received for recording on the 17
day of Nov 19 87
at 9:00 A.M./P.M., and was recorded on microfilm no. 12-1139
Record of Deeds/Mortgages of said County
County Clerk
By Deputy